

which the title thereto shall prove insufficient to warrant the selection of such lands as aforesaid, shall bear to the entire amount of acres relinquished to the United States as aforesaid, but in no event shall the amount of damage which said second party shall be entitled to recover, exceed the consideration herein expressed, to-wit: Three hundred and twenty  $\langle\$320.00\rangle$  Dollars, with interest thereon at the rate of five per cent per annum from the date of payment.

It is further agreed by the parties hereto that if any part of the selection of land made as aforesaid under the direction of said second party and described and conveyed herein, shall not be approved by the United States for patent for any reason whatsoever, then the said second party shall within a reasonable time after such failure of approval, designate other selections than in lieu thereof, and said first party shall thereupon make such selection and after approval thereof by the United States, convey all its right, title and interest in the same to said second party, his heirs and assigns, subject to the covenants herein contained.

In Witness Whereof, The said State & Pacific Railroad Company, party of the first part, has caused this deed to be signed by O. P. M. Dawson, its attorney in fact, the day and year first above written.

Signed, sealed and delivered in presence of

A. Reesbham

J. A. Fisher

State of Washington

Bounty of Skamania }  
This certifies, That on the 29th day of March 1906, before me  
the undersigned Authority, personally appeared the within named State & Pacific Railroad  
Company, a corporation, by O. P. M. Dawson, its duly authorized attorney in fact, he being  
known to me to be the identical person described in and who executed the within instrument,  
for and on behalf of said corporation, and said O. P. M. Dawson then and there acknowledged  
that he did, as such attorney, execute the within instrument as and for the act and seal of  
said State & Pacific Railroad Company, and that said O. P. M. Dawson, as such attorney,  
signed the name of said company to the within instrument under the authority as herein  
vested by said power of attorney.

In Witness Whereof, I have hereunto set my hand and official seal on this the day and year  
certified herein above named.

Signature

Seal

A. Reesbham, Clerk of Superior Court  
Skamania County, Wash.

Filed for record by O. P. M. Dawson on March 29, 1906 at 1:15 P.M.

A. Reesbham

O. P. M. Dawson

1.80